

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Kennedy	Confirmation No.:	3913
Appl. No.:	10/787,030	Group Art Unit:	1614
Filed:	02/25/2004	Examiner:	James D. Anderson
For:	METHOD OF TREATING CANCER USING DITHIOCARBAMATE DERIVATIVES		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Election/Restriction

This is in response to the Office Action dated June 2, 2006. Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-11, drawn to methods of treating cancer with a dithiocarbamate thiolate anion of the formula IIB, classified in class 514, subclass 499.
- II. Claims 12-31, drawn to methods of reducing hypoxic or ischemic damage to the cardiovascular system with a dithiocarbamate thiolate anion of formula IIB or of the formula recited in Claim 22, classified in class 514, subclass 499.
- III. Claims 32-51 and Group IV, drawn to methods of treating asthma or arthritis with a dithiocarbamate thiolate anion of formula IIB or of the formula recited in Claim 42, classified in class 514, subclass 499.

Applicant hereby elects to prosecute in this application the claims of Group I, namely Claims 1-11 drawn to methods for treating cancer with a dithiocarbamate thiolate anion of the formula IIB. Applicant expressly reserves the right to further prosecute the remaining claims in divisional applications.

Election of Species Requirement for Either Groups I or II or III

Applicant having selected restriction to the claims of Group I elects the following species of Formula IIB wherein M is sodium and R₁ and R₂ are hydrogen.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,

A handwritten signature in black ink, reading "Ernest B. Lipscomb, III". The signature is written in a cursive, flowing style with a large initial "E" and a stylized "L".

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